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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 UNITED STATES OF AMERICA,
10 Plaintiff,
11 v.
12 SCOTT EVAN BANCHERO,
13 Defendant.

Case No. 2:17-CR-47-RSL

ORDER DENYING MOTION
FOR EARLY
TERMINATION OF
SUPERVISED RELEASE

15 This matter comes before the Court on defendant Scott Evan Banchero's motion for early
16 termination of supervised release. Dkt. #7.

17 On March 30, 2015, Mr. Banchero pleaded guilty to one count of Drug Conspiracy in
18 violation of 21 U.S.C. §§ 846, 841(a)(1), (b)(1)(A), and (b)(1)(C). Dkt. #3-2 at 3. He was
19 sentenced on February 8, 2016 to 35 months, followed by supervised release for a term of 5
20 years. Dkt. 3-3. His supervised release term commenced on January 24, 2017. Dkt. #7 at 2. On
21 February 8, 2017, probation jurisdiction was transferred from the District of Alaska to the
22 Western District of Washington. Dkt. #1.

23 A court "may, after considering the factors set forth in [18 U.S.C. § 3553(a)] ... terminate
24 a term of supervised release and discharge the defendant released at any time after the expiration
25 of one year of supervised release... if it is satisfied that such action is warranted by the conduct
26 of the defendant released and the interest of justice." 18 U.S.C. § 3583(e). The Court "enjoys
27 discretion to consider a wide range of circumstances when determining whether to grant early
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ORDER DENYING DEFENDANT'S MOTION FOR EARLY
TERMINATION OF SUPERVISED RELEASE - 1

1 termination.” United States v. Emmett, 749 F.3d 817, 819 (9th Cir. 2014) (citing United States
2 v. Pregent, 190 F.3d 279, 283 (4th Cir. 1999)).

3 The Court is pleased to learn that Mr. Banchero has had no violations under supervised
4 release, is employed with the Longnecher Alpaca Ranch, and is supporting his family. Dkt. #7 at
5 3–4; Dkt. #8 at 2. It appreciates that Mr. Banchero wishes to take a new job with National Auto
6 Sales and Service in Spokane, resume contact with his son, Layten, and resume visits with his
7 in-laws, the Feathertons. Id. at 4–5. However, Mr. Banchero has only completed a little over two
8 years of his five-year term of supervised release. Id. at 1. This was also his second federal felony
9 drug conviction, following over a decade in prison. Dkt. #8 at 2. The Probation Office has
10 expressed concerns regarding the new job offer, as it would require him to travel regularly
11 between Portland, Seattle, Coeur D’Alene and Spokane on short notice. Id.; Dkt. #7 at 5. There
12 are also concerns regarding his contact with the Feathertons and Layten due to their involvement
13 with his underlying offense. Id. at 1; Dkt. #7 at 3–4. The Court declines to terminate Mr.
14 Banchero’s supervised release at this time, but encourages him to continue his excellent
15 behavior. See Emmett, 749 F.3d at 819.

For all the foregoing reasons, Mr. Banchero's motion is DENIED.

DATED this 25th day of April, 2019.

Robert S. Lasnik
Robert S. Lasnik
United States District Judge